

## MEMBER SERVICES

### *House Communications Office*

Coverdell Legislative Office Bldg. , Ste. 609  
(404) 656-0305 Phone

## TOMORROW'S FORECAST

- \* The House will reconvene for its 37th Legislative Day on Friday, March 24, at 9:00 am.
- \* 19bills are expected to be debated on the floor.

## GEORGIA HOUSE OF REPRESENTATIVES

# DAILY REPORT

**THURSDAY, MARCH 23, 2006**

**LEGISLATIVE DAY# 36**

## TODAY ON THE FLOOR

Speaker of the House, Rep. Glenn Richardson, gaveled the House into session today, at 10:00 am, for the 36th Legislative Day of the 2nd Session of the 148th General Assembly.

## MOTION TO INSIST

### **HB0173 Ad valorem tax; veterans organizations; exemption**

- **Authored By:** Rep. John Lunsford
- **House Committee:** Ways & Means
- ***Motion to Insist on the House version of the bill requires that a Conference Committee be named to negotiate a final version of the bill.***
- ***Conference Committee Members:*** Rep. Tom Graves, John Lunsford, & Vance Smith

### **HB0912 Civil practice; production of documents; amend provisions**

- **Authored By:** Rep. Barry Fleming
- **House Committee:** Special Committee on Civil Justice Reform
- ***Motion to Insist on the House version of the bill requires that a Conference Committee be named to negotiate a final version of the bill.***
- ***Conference Committee Members:*** Rep. Barry Fleming, Mark Hatfield, & Larry O'Neal

### **HB1027 General appropriations; FY 2006-2007**

- **Authored By:** Rep. Glenn Richardson
- **House Committee:** Appropriations
- ***Motion to Insist on the House version of the bill requires that a Conference Committee be named to negotiate a final version of the bill.***
- ***Conference Committee Members:*** Rep. Mark Burkhalter, Ben Harbin, & Jerry Keen

### **HB1032 Licenses to carry pistol or revolver; temporary renewal permit; provide for restrictions**

- **Authored By:** Rep. John Lunsford
- **House Committee:** Judiciary Non-Civil
- ***Motion to Insist on the House version of the bill requires that a Conference Committee be named to negotiate a final version of the bill.***
- ***Conference Committee Members:*** Rep. Barry Fleming, John Lunsford, & David Ralston

## MOTION TO AGREE

### **HB1012 General obligation bonds; requirements; provisions**

- **Authored By:** Rep. Fran Millar
- **House Committee:** Ways & Means
- ***Motion to Agree to the Senate Substitute represents Final Passage of this bill.***

## **MOTION TO DISAGREE**

### **HB1027     General appropriations; FY 2006-2007**

- **Authored By:** Rep. Glenn Richardson
- **House Committee:** Appropriations
- *Motion to Disagree to the Senate Substitute sends the bill back to the Senate.*

### **HB1257     Insurance; certain change of address filings; exempt from fee**

- **Authored By:** Rep. Tom Knox
- **House Committee:** Insurance
- *Motion to Disagree to the Senate Substitute sends the bill back to the Senate.*

## **DEBATE CALENDAR**

### **SB0027     Private Military Vehicles; registration; implement rules/regulations**

- This bill provides for registration of private military vehicles by allowing that the commissioner of motor vehicle safety shall implement rules and regulations relating to the registration of private military vehicles.
- **Authored By:** Sen. Steve Henson
- **Presented By:** Rep. Michelle Henson
- **Special House Rules Applied:** Open
- **House Committee:** Health & Human Services
- **Yea:** 159     **Nay:** 0

### **SB0044     Corrections; contracts with private detention/diversion centers; regulations**

- This bill relates duties of the Board of Corrections by authorizing them to enter into contracts for the operation of private probation detention and diversion centers.
- **Authored By:** Sen. Bill Hamrick
- **Presented By:** Rep. Mark Butler
- **Special House Rules Applied:** Open
- **House Committee:** State Institutions & Property
- **Yea:** 97     **Nay:** 58

### **SB0136     Juvenile Proceedings; bail for delinquent children**

- SB 136: Allows any child alleged delinquent or unruly the same rights to bail that adult defendants receive; any person with legal custody who is a blood relative can pose bail, but the juvenile must return to his or her legal guardian after bail is posted.
- **Authored By:** Sen. Preston Smith
- **Presented By:** Rep. David Ralston
- **Special House Rules Applied:** Open
- **House Committee:** Judiciary Non-Civil
- **Yea:** 150     **Nay:** 0

### **SB0145     Cosmetologists; define terms; qualifications; certificate for registration for hair braiders/designers**

- SB 145 reduces the current requirements for hair braiders and hair designers in Georgia by creating a separate license for hair braiders and hair designers. SB 145 adds the definition of a "hair braider" and a "hair designer," and denotes the difference between the two. Likewise, a definition of "school of hair braiding" and "school of hair design" is differentiated. SB 145 would provide that any person calling himself a hair braider or hair designer would first need a certificate of registration to lawfully perform these services. Under SB 145, it would likewise be unlawful for a hair braiding or hair design shop or school to operate without a certificate of registration. Should an applicant have a current hair braider or hair design license in another state, reciprocity can be granted upon board approval.
- **Authored By:** Sen. Johnny Grant
- **Presented By:** Rep. Billy Mitchell
- **Special House Rules Applied:** Open
- **House Committee:** Regulated Industries
- **Yea:** 128     **Nay:** 26

### **SB0236     State Employees Insurance; coverage for surviving dependents/spouse**

- SB 236 provides that the surviving spouse and dependents of a state employee killed while acting in the scope of his or her employment shall be entitled to continue coverage under the state health insurance plan. Any person so eligible to continue

such coverage shall pay the same premium as an active state employee.

- **Authored By:** Sen. Ralph Hudgens
- **Presented By:** Rep. John Meadows
- **Special House Rules Applied:** Open
- **House Committee:** Insurance
- **Yea:** 124    **Nay:** 3

### **SB0253    Certificate of Permanent Location; requirements; change provisions**

- Relates to manufactured or mobile homes, so as to change certain provisions relating to requirements for Certificate of Permanent Location; to change certain provisions relating to recording documents in connection with a Certificate of Permanent Location; to provide alternative methods for obtaining a Certificate of Permanent Location; to provide for related matters; to repeal conflicting laws; and for other purposes.
- **Authored By:** Sen. Preston Smith
- **Presented By:** Rep. Wendell Willard
- **Special House Rules Applied:** Open
- **House Committee:** Judiciary
- **Yea:** 156    **Nay:** 0

### **SB0260    General Assembly; furnishing/approval of bonds; repeal provisions**

- Relating to the Secretary of the Senate and the Clerk of the House of Representatives, so as to repeal provisions relating to furnishing and approval of bonds by said officers; to provide for related matters; to repeal conflicting laws; and for other purposes.
- **Authored By:** Sen. Eric Johnson
- **Presented By:** Rep. Earl Ehrhart
- **Special House Rules Applied:** Open
- **House Committee:** Rules
- **Yea:** 155    **Nay:** 0

### **SB0285    Trains, Operation of; signal whistles; lights; remove certain provisions**

- This bill repeals and reserves several archaic code sections and those code sections preempted by federal statutes relating to railroads.
- **Authored By:** Sen. Chip Rogers
- **Presented By:** Rep. Barry Fleming
- **Special House Rules Applied:** Modified Open
- **House Committee:** Transportation
- **Yea:** 138    **Nay:** 0

### **SB0384    Interstate Insurance Product Regulation Compact; enact; regulate designated insurance products; create commission**

- This bill enacts the Interstate Insurance Product Regulation Compact to help states join together to establish an interstate compact to regulate designated insurance products. Further, SB 384 provides for implementation of such compact and for the organization of the commission.
- **Authored By:** Sen. Ralph Hudgens
- **Presented By:** Rep. Stan Watson
- **Special House Rules Applied:** Open
- **House Committee:** Insurance
- **Yea:** 154    **Nay:** 0

### **SB0385    Insurers; investments in the obligations of certain Canadian cities**

- This bill provides that insurers may invest in the obligations of certain Canadian cities.
- **Authored By:** Sen. Ralph Hudgens
- **Presented By:** Rep. Steve Davis
- **Special House Rules Applied:** Open
- **House Committee:** Insurance
- **Yea:** 145    **Nay:** 5

### **SB0400    Motor Vehicles; law enforcement agencies; use of properly equipped all-terrain vehicles**

- This bill allows the use of properly equipped all-terrain vehicles by law enforcement agencies.
- **Authored By:** Sen. Ross Tolleson
- **Presented By:** Rep. Chuck Sims
- **Special House Rules Applied:** Modified-Structured

- **House Committee:** Motor Vehicles
- **Yea:** 54      **Nay:** 100

#### **SB0454      Law Enforcement Vehicles; require patrol vehicle markings for Georgia State Patrol**

- This bill relates to marking and equipment of law enforcement vehicles and requires patrol vehicle markings for Georgia State Patrol vehicles and excludes other vehicles used by the Department of Public Safety from marking requirements. This bill also increase the number of solid color marked vehicles allowed per post.
- **Authored By:** Sen. John Douglas
- **Presented By:** Rep. Joe Wilkinson
- **Special House Rules Applied:** Open
- **House Committee:** Public Safety
- **Yea:** 158      **Nay:** 1

#### **SB0469      Corporations, Partnerships and Associations; update provisions**

- This bill relates to corporations, partnerships, and associations, so as to provide for the updating of provisions relating to corporations, partnerships, and associations; to provide confirmation when an order for relief with respect to a corporation has been entered pursuant to the federal Bankruptcy Code of the power and authority of such corporation to take action pursuant to the decree of order or the court or judge in such bankruptcy proceedings; to provide that a board of directors can commit a corporation to submit a matter for shareholder approval even if the board of directors subsequently determines to recommend against it later.
- **Authored By:** Sen. Preston Smith
- **Presented By:** Rep. Steve Tumlin
- **Special House Rules Applied:** Open
- **House Committee:** Judiciary
- **Yea:** 141      **Nay:** 0

#### **SB0520      Public Safety, Board of; authorize to provide badge/revolver to sworn officers; state patrol; change provisions**

- This bill authorizes the Board of Public Safety to provide the badge and duty weapon (initially assigned) to sworn officers as compensation to members of the Uniform division of the Department of Public Safety upon their retirement. These provisions apply to sworn members who have accumulates 25 years of service.
- **Authored By:** Sen. Eric Johnson
- **Presented By:** Rep. Earl Ehrhart
- **Special House Rules Applied:** Open
- **House Committee:** Public Safety
- **Yea:** 148      **Nay:** 0

#### **SB0531      Motor Vehicle Liability Policies; uninsured motorist coverage; change certain provisions**

- This bill changes certain provisions relating to damages recoverable by an insured under uninsured motorist coverage.
- **Authored By:** Sen. Chip Rogers
- **Presented By:** Rep. Rich Golick
- **Special House Rules Applied:** Open
- **House Committee:** Insurance
- **Yea:** 159      **Nay:** 0

#### **SB0532      United States Nuclear Regulatory Commission; enhance the protection of licensed facilities**

- A BILL to be entitled an Act to amend provisions of the O.C.G.A. so as to enhance the protection of facilities licensed by the United States Nuclear Regulatory Commission; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.
- **Authored By:** Sen. Jim Whitehead
- **Presented By:** Rep. Barry Fleming
- **Special House Rules Applied:** Modified-Structured
- **House Committee:** Public Utilities & Telecommunications
- **Yea:** 142      **Nay:** 8

### **SUPPLEMENTAL DEBATE CALENDAR**

#### **SB0202      Budgets/Audits; local government; grant requirements; subrecipients**

- The bill adds the word "sub recipient" and the phrase "unit of local government" to the Code Section relating to local government budgets and audits so as to provide that a local government shall file with the state auditor a grant certification

relative to state funds spent or left unspent.

- **Authored By:** Sen. John Wiles
- **Presented By:**
- **Special House Rules Applied:** Open
- **House Committee:** State Planning & Community Affairs
- **Yea:** 156     **Nay:** 0

### **SB0380     Agricultural Commodity Commission; equines; definitions; change provisions**

- This bill creates an Agricultural Commodities Commission for Equines, which would aid in advertising, sales and trade promotion. The commission is to be composed of the Commissioner of Agriculture (ex-officio), the president of the Georgia Farm Bureau (ex-officio), one member selected by the Senate Agriculture and Consumer Affairs committee, one member selected by the House Agriculture and Consumer Affairs committee, and five additional members who shall be appointed by the members of the commission specified above. The sale of license plates depicting the equine industry are to be used to fund the commission. At least 1000 plates must be pre-sold and the legislation for such plates is in the omnibus plate bill before the legislature. A constitutional amendment must be ratified to designate license plate funds for the Agricultural Commodities Commission for Equines. If not, there is a January 1, 2007, repealer if not ratified.

- **Authored By:** Sen. Brian Kemp
- **Presented By:** Rep. Tom McCall
- **Special House Rules Applied:** Open
- **House Committee:** Agriculture
- **Yea:** 155     **Nay:** 0

### **SB0515     Quality Basic Education Act; expand grades of eligibility for remedial education program**

- Section 1 of this bill expands remedial education to include grades six through eight. Section 2 changes provisions relating to the determination of enrollment by institutional program. Section 3 Changes provisions relating to equalization grants. Section 4 revises definitions relating to capital outlay funds generally for purposes of conformity. Section 5 provides an effective date.

- **Authored By:** Sen. Dan Moody
- **Presented By:** Rep. Tom Dickson
- **Special House Rules Applied:** Open
- **House Committee:** Education
- **Yea:** 145     **Nay:** 0

### **SB0529     Georgia Security/Immigration Compliance Act; persons who are not lawfully present in the U.S.; comprehensive regulation**

- This bill would:

- Provide for the comprehensive regulation of persons in this state who are not lawfully present in the United States by requiring employers in the state to participate in a federal work authorization program
- Create a new crime in Code section 16-5-46 to punish trafficking a person for the purposes of sexual servitude as a felony with imprisonment for from one year to up to 20 years – if the person trafficked is under 18 years the punishment will be imprisonment from 10 to 20 years
- Provide for the seizure and forfeiture of contraband used to violate Code section 16-9-4
- Require any jail to determine the nationality of any person charged with an offense as part of the booking process
- Creates the “Registration of Immigration Assistance Act” to provide for the regulation of private immigration services
- Would disallow the use of a driver’s license issued by any state that allows such license to be issued to persons not lawfully present in the United States for purposes of identification for employment
- Would disallow claiming payment of compensation to an individual of \$600.00 or more per year as a deductible business expense unless that person provides valid taxpayer identification
- Would require that any person in this state who is 18 years or older who applies for state assistance show proof of lawful presence in the United States

- **Authored By:** Sen. Chip Rogers
- **Presented By:** Rep. John Lunsford
- **Special House Rules Applied:** Modified Open
- **House Committee:** Judiciary Non-Civil
- **Yea:** 123     **Nay:** 51

### **SB0530     Property; liens; change provisions; conditions; value**

- This bill would provide that any special lien, related to mechanics and material men – as specified in subsection (a) of Code Section 44-14-361 – may attach to the owner of the real estate on which the service was performed. Further, the bill outlines the conditions under which the liens attach, including the value of the work done and materials furnished in any easement or public right of way.

- **Authored By:** Sen. Dan Weber

- **Presented By:** Rep.
- **Special House Rules Applied:** Open
- **House Committee:** Judiciary
- **Yea:** 151    **Nay:** 0

### **SB0569    Local Government; newly created municipalities; change provisions; removal of new municipal corporations**

- Creates code section 36-31-11.1 so as to express the legislatures intent that residents of a new municipality receive full credit for taxes aid for police stations, fire stations, and parks. Further provides that a municipality may buy property from the county for these purposes.

Allows for a new municipality to continue to be apart of a special district for fire services, if so desired.

Provides procedures for a municipality buying and transferring land from the county.

Provides for procedures when a price cannot be agreed upon by the county and municipality

Bill amends 36-82-1 so as to require a statement of intention be fully binding upon the governing authority in the event a new municipality is crated in a county subsequent to the referendum in which indebtedness is approved and bond funds will be expended within the new municipality.

- **Authored By:** Sen. Dan Weber
- **Presented By:** Rep. Jan Jones
- **Special House Rules Applied:** Modified Structured
- **House Committee:** Judiciary
- **Motion to Recommit this bill to the Rules Committee was adopted.**

### **SB0578    Commercial Waste Tank Truck; rules/regulations of Dept. of Human Resources**

- NO SUMMARY AVAILABLE
- **Authored By:** Sen. Jim Whitehead
- **Presented By:** Rep. Tom Rice
- **Special House Rules Applied:** Open
- **House Committee:** Natural Resources & Environment
- **Yea:** 155    **Nay:** 0

### **SB0618    Quality Basic Education Act; eligibility of enrollment; children in custody; Dept. of Human Resources/Juvenile Justice; change provisions**

- This bill changes certain provisions relating to eligibility for children in the custody of the Department of Juvenile Justice or the Department of Human Resources. It provides that funding be given to local boards to fund children in custody of these agencies.

- **Authored By:** Sen. Dan Moody
- **Presented By:** Rep. Brooks Coleman
- **Special House Rules Applied:** Modified Structured
- **House Committee:** Education
- **Yea:** 158    **Nay:** 0

## **UNCONTESTED HOUSE/SENATE RESOLUTIONS**

### **HR1341    Joint Study Committee on Direct Entry Midwifery; create**

- This resolution would create the Joint Study Committee on Direct Entry Midwifery, to study infant mortality in Georgia.
- **Authored By:** Rep. Stephanie Benfield
- **Special House Rules Applied:** Open
- **House Committee:** Health & Human Services

### **SR0849    Kimberly Boyd Memorial Bridge; dedicating**

- A resolution honoring the life and service of Kimberly Boyd and dedicating the Kimberly Boyd Memorial Bridge; and for other purposes.

- **Authored By:** Sen. John Wiles
- **Presented By:** Rep. Earl Ehrhart
- **Special House Rules Applied:** Structured
- **House Committee:** Transportation

*\* The House will reconvene Friday, March 24 at 9:00 am for its 37th Legislative Day of the 2nd Regular Session of the 148th General Assembly.*

# **COMMITTEE ON RULES**

**The Committee on Rules today has fixed the calendar for the 37th Legislative Day, Friday, March 24, as enumerated below, and can be called at the pleasure of the Speaker of the House.**

## **DEBATE CALENDAR**

### **HR1856 Murphy, Thomas B.; former Speaker of the House; authorize placement of portrait**

- This resolution will authorize the hanging of a portrait in State Capitol of former Speaker of the House, Tom Murphy. The resolution also states that the portrait is to be hung on the 3rd Floor on the House wing of the Capitol building.

- **Authored By:** Rep. Bill Cummings
- **Special House Rules Applied:** Structured
- **House Committee:** Rules

### **SB0135 Pretrial Proceedings; indictment for children; jurisdiction for Superior Court**

- SB 135: Juvenile cases sent to Superior Court shall be entitled to have charges brought within 180 days with one 90 day extension allowed; cases not charged within 180days shall revert back to Juvenile Court; does not apply if the juvenile is a codefendant with an adult in a capital case. HS: Adds to above language that when a child is detained in the Superior or Juvenile Courts the appropriate official shall furnish a list of said children -- with appropriate information regarding each child -- to the Chief Judge and the Prosecuting Attorney at least once per week.

- **Authored By:** Sen. Preston Smith
- **Special House Rules Applied:** Structured
- **House Committee:** Judiciary Non-Civil

### **SB0177 Teachers Retirement System; change benefit formula; provide conditions**

- Bill provides that all current and future employees and officers of the State Road and Tollway Authority shall become members of ERS. All employer contributions, including employee contributions made by the employer on behalf of members which are required by this code section shall be made from funds appropriated to or otherwise available for the operation of the State Road and Tollway Authority.

- **Authored By:** Sen. Horacena Tate
- **Special House Rules Applied:** Open
- **House Committee:** Retirement

### **SB0191 Environmental Advisory; expedited review for permits under contract**

- This bill is intended to address two key issues: (1) expedited permitting for environmental permits issued by the Georgia Environmental Protection Division (EPD), and (2) to address the issue of speculative water withdrawal permit applications stemming from the moratorium in the Flint River Basin. Section 1 deals with expedited permitting from EPD would allow the Director of EPD to designate certain qualified individuals to evaluate and recommend approval for environmental permits. Authority for permit issuance remains with the Director, but applicants could pay to have their permit applications expedited in this way. The remaining sections of the bill address the issue of speculative water withdrawal permits in the Flint River Basin for both surface water and groundwater. Representatives from all sides of the issue, including a stakeholder involvement group, have come together to identify a workable solution to this problem. The bill would provide for a non-refundable \$250 permit application fee for applications received on or after the effective date of this legislation (upon signature of the Governor). Further, provides for a 25 year term-limit on permits issued, which may be renewed at the original permitted capacity unless an evaluation of the water supply indicates that the renewal at original capacity would have unreasonable effects upon other water uses. The bill does provide for transfer of the permit with the land to the new owner should the land be sold. Provides for revocation of the permit if water use has not commenced within two years unless the permittee can reasonably demonstrate that his or her nonuse was due to financial hardship or circumstances beyond his or her control.

- **Authored By:** Sen. Ross Tolleson
- **Special House Rules Applied:** Open
- **House Committee:** Natural Resources & Environment

### **SB0286 Employees; legislative branch; state merit system; optional coverage; repeal**

- A bill to be entitled an Act to amend Article 1 of Chapter 20 of Title 45 of the Official Code of Georgia Annotated, relating to the state merit system of personnel administration in general, so as to repeal provisions relating to optional coverage of legislative branch employees under the classified service of the state merit system; to provide for related matters; to repeal conflicting laws; and for other purposes.

- **Authored By:** Sen. Ralph Hudgens

- **Special House Rules Applied:** Open
- **House Committee:** Governmental Affairs

### **SB0288     **Grade Integrity Act; teacher not required to change grade; ethical violation****

- This bill provides that no classroom teacher shall be requires, coerced, intimidates, or disciplined in any manner to change the grade of a student, and if the aforementioned occurs, it shall constitute an ethics violation reportable to the Professional Standards Commission. This shall not prevent a school administrator from discussing a student's grade with a teacher. This does not prevent a central office administrator, superintendent or local school administrator from changing the grade provided that the person responsible for the change must be indicated on the student's record. Finally, no classroom teacher may be dismissed due to a disagreement stemming from disputes over grades.

- **Authored By:** Sen. Chip Rogers
- **Special House Rules Applied:** Open
- **House Committee:** Education

### **SB0396     **Crimes; person who is attacked has no duty to retreat; provide immunity from prosecution****

- This bill would allow that a person who is attacked has no duty to retreat and has the right to meet force with force, including deadly force. Further the bill would provide for an immunity from prosecution.

- **Authored By:** Sen. Greg Goggans
- **Special House Rules Applied:** Modified Open
- **House Committee:** Judiciary Non-Civil

### **SB0413     **Compulsory School Attendance Law; exemptions; provide local board of education policies; minimum annual attendance; change provisions****

- Section 1 of this bill changes the age for mandatory attendance in schools from sixteen to fifteen. It further provides that an unemancipated minor older than the age of mandatory attendance may not withdraw without written parental consent and for a conference between the parent, student, and principal or designee to inform the student of the consequences of that decision. It also provides for local school boards to adopt policies on withdrawal. Section 2 changes an exemption from completion of all grades to requirements for a high school diploma. Section 3 changes compulsory attendance from ages seven to sixteen to ages six to fifteen. Section 3.1 eliminates the requirement for school bus route schedules. Section 4 provides for annual written parental or legal guardian permission in order for students to join specifics clubs or activities. It also requires annual notification of information regarding the specific clubs or activities. It also provides that schools shall comply with the wishes of parents and legal guardians.

- **Authored By:** Sen. Dan Moody
- **Special House Rules Applied:** Open
- **House Committee:** Education

### **SB0500     **2006 Georgia Accuracy in Elections Act; permanent paper record of votes; provide for pilot program/electronic voting****

- This bill requires all electronic recording voting systems to produce a permanent paper record of the votes recorded on such systems for each voter. SB 500 gives the voters an opportunity to verify such record after voting. This bill also provides for certain storage devices for such systems and for the retention of records for use in recounts and election challenge proceedings. Further, SB 500 provides for a pilot program during the 2006 November general election and any runoff there from in certain counties.

- **Authored By:** Sen. Bill Stephens
- **Special House Rules Applied:** Modified Open
- **House Committee:** Governmental Affairs

### **SB0505     **Mortgage Broker/Lender License; exempt certain exclusive agents****

- SB 505 would exempt the following individual from the requirement of obtaining a mortgage broker or mortgage lender license: •An individual who is under an exclusive written independent contractor agreement with any person that is a wholly owned subsidiary of a financial holding company or bank holding company, savings bank holding company, or thrift holding company; -and- •The subsidiary has a surety bond equal to the lesser of \$1 million or \$50,000.00 per exempt person; -and- •The subsidiary has applied for and been granted a mortgage broker or mortgage lender license; -and- •The subsidiary has paid applicable fees for this license - the lesser of one-half of the sum of the cost of the individual licenses or \$100,000.00.

- **Authored By:** Sen. Don Balfour
- **Special House Rules Applied:** Modified Structured
- **House Committee:** Banks & Banking

### **SB0545     **Bingo Games; nonprofit, tax-exempt organization; provide definition****

- This bill redefines the term "nonprofit, tax exempt organization" in relation to bingo games, so that the proceeds from bingo

games conducted by these organizations must be used solely within the state.

- **Authored By:** Sen. Jeff Mullis
- **Special House Rules Applied:** Modified Structured
- **House Committee:** Ways & Means

**SB0561 HOPE Scholarships/Grants; definitions; correct scrivener's error; provide for students in professional level programs**

- This bill provides for the definition of "first professional degree program," and it also provides for students in professional level programs.
- **Authored By:** Sen. Seth Harp
- **Special House Rules Applied:** Structured
- **House Committee:** Higher Education

**SB0570 Motor Vehicles; windshields; reduce light transmission/increase light reflectance; authorize certified optometrist to provide attestation**

- This bill authorizes a person who is a certified optometrist to provide an attestation in support of a medical exemption for restrictions to limitations on reducing light transmission or increasing light reflectance on windows of motor vehicles.
- **Authored By:** Sen. Joseph Carter
- **Special House Rules Applied:** Open
- **House Committee:** Motor Vehicles

**SB0585 Tax Executions; provide ad valorem property taxes/assessments governed by Title 48; purchase/transfer of rights**

- Permits tax commissioners to choose to sell tax executions to third parties for collection.
- **Authored By:** Sen. David Shafer
- **Special House Rules Applied:** Structured
- **House Committee:** Judiciary

**SB0606 Funerals; prohibit disruptive conduct; elements of such offense; provide criminal penalty**

- Prohibits disruptive conduct at funerals or memorial services and provides that any violation of the new Code section will be punished as a misdemeanor.
- **Authored By:** Sen. John Douglas
- **Special House Rules Applied:** Open
- **House Committee:** Judiciary Non-Civil

**SB0636 Biodiesel Fuel; define term**

- This bill would designate a definition for biodiesel fuel to mean the standard as adopted by the American Society of and Testing and Materials standard D-6751. This bill would make it a misdemeanor to produce biodiesel fuel for sale that does not meet the D-6751 Standard.
- **Authored By:** Sen. John Bulloch
- **Special House Rules Applied:** Open
- **House Committee:** Agriculture & Consumer Affairs

*\* The Rules Committee will next meet on Friday, March 24 at 8:00 am to set the Debate Calendar for the 38th Legislative Day.*

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## **COMMITTEE ACTION REPORT**

### **Higher Education**

**SB0415 HERO; provide surviving spouses shall be eligible students**

- This bill expands the Georgia HERO Scholarship to include surviving spouses. It further provides that a person evacuated from a combat zone due to severe injuries shall be deemed to have completed a qualifying term of service.
- **Authored By:** Sen. John Douglas
- **Committee Action:** Do Pass by Committee Substitute

**SB0562 Georgia Higher Education Facilities Authority Act; create**

- This bill creates the Georgia Higher Education Facilities Authority as a body corporate and political and as an instrumentality of the state. It also provides that it shall be a public corporation. It provides for the members of the authority and their appointment, service, and compensation. It provides for the powers, duties, and operations of the authority. It further provides for tax-exempt status for the authority.
- **Authored By:** Sen. Dan Weber
- **Committee Action:** Do Pass

## **Health & Human Services**

### **HR1732 House Asthma Strategic Planning Study Committee; create**

- This resolution would create a House study committee to study asthma and how it affects this state and its citizens.
- **Authored By:** Rep. Judy Manning
- **Committee Action:** Do Pass

### **SB0109 Pain Management Ad Hoc Advisory Committee; establish; membership; duties**

- This bill would allow doctors to prescribe larger than usual dosages to help with the treatment of pain and symptoms in patients with terminal illnesses. It would also set up the Pain Management Ad Hoc Advisory Committee, to advise the State on Pain Management techniques and practices.
- **Authored By:** Sen. Renee Unterman
- **Committee Action:** Do Pass by Committee Substitute

### **SB0423 Ray Biddie/Gene Mullis Act; regulate patient care dialysis technicians; provide licensing requirements; renewal/reinstatement of licenses**

- This bill would set up regulations and licensing rules for renal dialysis clinics and technicians, including education requirements, recertification procedures and a list of treatments said technicians are licensed to perform, with the supervision of a nurse or physician.
- **Authored By:** Sen. Renee Unterman
- **Committee Action:** Do Pass by Committee Substitute

### **SB0565 Georgia Trauma Care Network Commission; establish; provide for composition; membership; duties**

- This bill would set up within the DHR the Georgia Trauma Care Network Commission, and charge the commission with the administration of the State Trauma Network, to affect budgetary, research, and administrative recommendations concerning the State's Trauma Care resources. The Commission would consist of 7 members, who would represent the differing types of Trauma Centers in the State, to be appointed by the Governor.
- **Authored By:** Sen. Cecil Staton
- **Committee Action:** Do Pass

### **SB0596 Delivering the Cure; Newborn Umbilical Cord Blood Initiative Act; provide for creation of commission; definitions; donations**

- This bill would mandate the creation of the Newborn Umbilical Cord Blood Bank, to facilitate the collection of non-embryonic stem cells for research or medical treatment. It also creates the Newborn Umbilical Cord Blood Bank Commission, as well as provides for the ability of citizens to donate part of their tax returns to the NUCBB.
- **Authored By:** Sen. David Shafer
- **Committee Action:** Do Pass by Committee Substitute

## **Judiciary - Civil**

### **HR1558 House Study Committee on Biological Privacy; create**

- This resolution would create a study committee on biological privacy.
- **Authored By:** Rep. Ed Setzler
- **Committee Action:** Do Pass

### **SB0101 Elected Judge of Superior/State Court; definitions; request hearings**

- Bill provides for requests that a hearing, trial, or other proceeding be held before an elected judge of the superior or state court, as the case may be.
- **Authored By:** Sen. John Wiles
- **Committee Action:** Do Pass

### **SB0427 Public Retirement Systems Investment Authority Law; define terms; alternative**

## **investments**

- This bill would be known as the "Public Retirement Systems Investment Authority Law," and would provide that certain public retirement systems may invest retirement system assets in certain types of alternative investments, private placements, and other private investments, and would shield information related to such investment from public scrutiny. The bill would provide for a code of ethics, and amend Code Section 50-18-72 so as to exempt certain public records from public inspection.

- **Authored By:** Sen. Judson Hill

- **Committee Action:** Do Pass by Committee Substitute

## **SB0533 Statutory Living Will Form; revise**

- This bill modifies the current statutory living will form and makes plain that those living wills that are similar to the previous form remain valid. Changes include having the executor initial certain terms and updating Code language.

- **Authored By:** Sen. John Bulloch

- **Committee Action:** Do Pass by Committee Substitute

## **SB0547 Real Estate Appraisers; conflict of interest exists; provide removal of board members; provide circumstances for removal**

- This bill relates to requirements for real estate appraisers. It provides for their removal from the board if a conflict of interest exists, and changes standards for the education of real estate appraisers. SB 547 further provides reasons for removing a member of the Georgia Real Estate Commission and provides grounds for denying a real estate license. The bill regulates the approval of licenses for real estate schools and allows for the regulation of granting, revoking, or suspending a real estate license. It also provides for sanctions and the investigation of complaints reported to the Georgia Real Estate Commission.

- **Authored By:** Sen. Mitch Seabaugh

- **Committee Action:** Do Pass

## **SB0563 Court Bailiffs; increase maximum per diem**

- Raises the ceiling amount a court bailiff to \$100.00

- **Authored By:** Sen. Seth Harp

- **Committee Action:** Do Pass

## **SB0588 Social Security Numbers; prohibit the use/display of; specified circumstances**

- This bill prohibits persons (corporate or otherwise) from posting or displaying social security numbers on an internet site unless a password is required and the website is secured. The proposed new Code section would not apply to disclosures required by state or federal law.

- **Authored By:** Sen. Chip Rogers

- **Committee Action:** Do Pass by Committee Substitute

## **SB0622 Hospital Acquisition; notice of acquisition to Attorney General; change provisions**

- This bill addresses the notice provisions that accompany the acquisition of a hospital. Currently, the Attorney General must provide a hearing before a hospital is acquired. The bill allows parties that withdraw a planned acquisition to provide the Attorney General with 30 (as opposed to 90) days notice if the transaction is renewed within one year after the cancelled hearing. The bill also addresses the documents that must be submitted to the Attorney General before the acquisition of a nonprofit hospital.

- **Authored By:** Sen. Ed Tarver

- **Committee Action:** Do Pass

## **SB0638 Aircraft; liens for labor/contracts of indemnity; filing notice of intention to claim with clerk of superior court**

- The bill clarifies the process for filing a lien on an aircraft for uncompensated work done to and for the aircraft. It provides that a potential lien holder must provide notice of his or her intention to claim a lien.

- **Authored By:** Sen. Ronnie Chance

- **Committee Action:** Do Pass by Committee Substitute

*\* Committee action reports are edited for this report. For full content, please contact the House Committee Services Office at 404-656-3206. Bills passing committees are reported to the Clerk's Office and are then placed on the General Calendar for Rules Consideration.*

# **COMMITTEE BROADCAST SCHEDULE**

FRIDAY, MARCH 24, 2006

8:00 AM     Committee on Rules  
341 CAP

—:— AM     Judiciary Non-Civil (Upon Adjournment of the House)  
132 CAP

*\* To view the committee broadcast, please the Georgia Legislative Network's link at [www.legis.ga.gov](http://www.legis.ga.gov).*

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**CONTACT: BRENT CRANFIELD**  
*House Communications*  
*(404) 656-0305*  
*Brent.cranfield@house.ga.gov*